

17 May 1854: 17 Vict.



(Ireland.)

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TO

Provide for the taking and regulating Returns of
the Average Prices of Agricultural Produce in
Ireland.

[Note.—The Words printed in *Italics* are proposed to be inserted
in Committee.]

- W**HEREAS it is expedient that the Prices of Agricultural Produce at the principal maritime and inland Market Cities and Towns in Ireland should be taken, and Returns thereof duly made, in order to ascertain the Valuation of the Lands in Ireland, as well as for the Purposes of public or local Assessments: Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows :
- 10 I. From and after a Day to be fixed by the Lord Lieutenant of Ireland, Returns of the Average Prices at which different Agricultural Produce in Ireland shall be bought or sold in the several Cities and Towns in which Markets are held and named in the First Schedule to this Act annexed, and to be added to as herein-after
15 provided, shall be made, taken, and transmitted in manner herein-after directed.
- Preamble.*
- Returns of Average Prices of Agricultural Produce to be made.*

{Bill 101.}

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II. In

Glossary.

II. In the Interpretation of this Act, wherever the Words "Lord Lieutenant" are used, the same shall be taken and deemed to mean not only the Lord Lieutenant of Ireland for the Time being; but all other Governors or Governor of Ireland for the Time being; and wherever the Words "Agricultural Produce" are used, the same shall 5 be taken and deemed to mean the different Kinds of Agricultural Produce following; viz. Wheat, Barley, Bure, Beans, Oats, Potatoes, Flax, Butter, Beef, Mutton, and Pork, Hay and Straw, the Produce of Ireland; and wherever the Words "Market Towns or Town" are used, the same shall be taken and deemed to mean all or any Cities, 10 Counties of Cities, Boroughs, or Towns, City, County of City, Borough, or Town in Ireland named in the First Schedule to this Act annexed, and other Cities and Towns, City or Town to be hereafter named and added thereto as herein-after provided; wherever the Word "Comptroller" is used, the same shall be taken and deemed 15 to mean all and every the Persons or Person from Time to Time named and appointed by the Lord Lieutenant to act as Comptroller or Comptrollers of Agricultural Produce in Ireland under this Act; wherever the Word "Inspectors" or "Inspector" is used, the same shall be taken and deemed to mean all and every or any of the 20 Persons or Person from Time to Time hereafter named and appointed to act as Inspectors or Inspector of Agricultural Produce Returns in Ireland, or Inland Revenue Officers acting as such at or for the different Market Towns, to receive and make the Returns, and otherwise to fulfil the Provisions of this Act. 25

Averages to be computed by the hundredweight.

III. All Returns of the average Prices of Agricultural Produce herein-after to be made, taken, transmitted, and published pursuant to the Provisions of this Act shall be made and computed according to the average Price for or at which One Hundredweight (being *One hundred and twelve* Pounds Avoirdupois Weight) of each and every 30 of such Agricultural Produce shall have been bought and sold, and no other Measure or Weight whatsoever.

Appointment of Comptroller.

IV. It shall be lawful for the Lord Lieutenant under Warrant from Time to Time to nominate and appoint such Persons or Person willing to act as he shall think fit, to be Comptrollers or Comptroller of 35 Returns of Agricultural Produce in Ireland under the Provisions of this Act, such Comptroller to act without Salary, and to conform to and to obey all such lawful Instructions relating to the Execution of his Duties as such Comptroller as shall from Time to Time be given by the Lord Lieutenant of Ireland, such Comptroller to be removable 40 at the Pleasure of the Lord Lieutenant.

Appointment of a Clerk and Inspectors.

V. It shall and may be lawful for such Comptroller from Time to Time to nominate, appoint, and remove a Person to act as his Clerk, at

at a Salary hereafter mentioned, and likewise, by and with the Consent of the Commissioners of Inland Revenue for the Time being, from Time to Time to nominate, appoint, and to remove such Officers of the Inland Revenue to act as and to fulfil the several Duties of
 5 Inspectors or Inspector of Agricultural Produce Returns in Ireland, in the several and for such of the said Market Towns as they may deem expedient, pursuant to the Provisions of this Act.

VI. Some One or more of such Inspectors, when nominated and appointed as aforesaid, shall attend at a fit and convenient Place, to be
 10 approved of by such Comptroller, such Place to be marked as the Office of Return of Agricultural Produce, in each and every Market Town, on the Days or Day in each Week to be appointed by such Comptroller, to receive, take, and transmit the Returns or Accounts of the Purchases and Sales of Agricultural Produce required by the
 15 Provisions of this Act; and every Officer of Inland Revenue attending at the Place and on the Days so appointed, and receiving such Accounts, shall be taken and deemed to be an Inspector under the Provisions of this Act.

Inspector to attend at Market Town and on Days to be appointed by Comptroller.

VII. Such Comptroller shall cause Notice of the Names of the
 20 several Officers of Inland Revenue who shall be appointed to act as Inspectors in the several and respective Market Towns in Ireland, together with the Places where and the Days on which such Inspectors shall respectively attend in each Market Town, by Advertisement in the Dublin Gazette, and also, as regards each Market Town, in the
 25 Newspaper circulating in the County where such Market Town is situate, as well by and on a Board to be affixed on the Market House, or where no Market House, on some conspicuous Place near where such Market is held.

Notice of Place and Time of Inspector's Attendance to be given.

VIII. From and after such Advertisement or Notice it shall and
 30 may be lawful for any One or more of the Inspectors whose Name shall be so advertised or published, to serve or cause to be served, or to be left at the usual Place of Abode or Business, "a Notice to make Returns of Agricultural Produce," in or conformable to the Form in the Second Schedule to this Act annexed, to be signed by such
 35 Inspector, upon all and every or any Number of Persons as may be deemed expedient who shall engage in or carry on, or usually engage in or carry on, in or in the Vicinity of any Market Town, the Trade or Business of Corn Factor, Miller, Maltster, Brewer, Distiller, and as Dealer or Factor in Potatoes, Flax, Butter, Hay, Straw, and as
 40 Butcher, Victualler, or Dealer in Beef, Mutton, Pork, or other Agricultural Produce, and also upon all and every or any Person who, as
 [101.] Owner

Inspector to serve Dealers in the several Market Towns with Notice to make Returns.

Owner, Merchant, Clerk, or Agent, shall sell or purchase any Agricultural Produce, or any One or more of them, to the Purport and Effect that such Person so served with such Notice will be required, at the Days and Times therein mentioned, and Places within or near the Market Town, being the Office for Returns of Agricultural Produce, 5 from Time to Time to deliver to such Inspector a full, true, and particular Return or Account of the Quantity and Quality, together with the Price at which the same was bought or sold, of all Agricultural Produce at or in the Vicinity of the Market Town therein mentioned by the Person so served with such Notice, or Persons or Person acting 10 in the Trade or dealing for him, her, or them.

Persons
served with
Notice to
make
Returns as
prescribed.

IX. Every Person so served with the said Notice who shall buy or sell shall, in pursuance thereof, make a full, true, and particular Return or Account, to be signed by the Person carrying on the Trade or Business in, or who shall be the Owner of the Agricultural Produce 15 sold or bought, or Persons acting in such Trade or Calling for him, or in buying or selling in or near such Market Town in respect of which he shall be so served with Notice, and shall state in such Return the Quantity and Quality of each and every Parcel of the respective Kinds of Agricultural Produce bought or sold by him or her during 20 the Week ending on and including the Day on which such Return is made, together with the Price at which the same was bought or sold, and by what Weight or Measure the same was bought or sold, with the Names of the Persons or Person, if any, other than the Person making such Return, for or on account of whom the same was 25 sold or bought; and such Return shall be conformable to the Form in the Second Schedule to this Act annexed.

Inspectors to
keep Books
of Persons
served with
Notices, and
enter Re-
turns made
to him, and
transmit
them weekly
to the Com-
ptroller, and
put a Copy
each Market
Day of the
last Return
made by him

X. Every Inspector under this Act shall duly enter in a Book to be kept by him for that Purpose the Names of the several Persons who shall from Time to Time be served with Notice to make Returns of 30 Agricultural Produce, as required and directed by this Act, and such Inspector do and shall, on a Day in each and every Week, enter in a Book to be by him kept for that Purpose, the Returns so to be made by him by the several Persons served with such Notices, and who shall comply therewith; and such Inspector do and shall, on a Day in each 35 and every Week, make a Return to the Comptroller, an Account of the weekly Quantities and Qualities and Prices of the several Kinds of Agricultural Produce bought or sold in each Market Town, according to the Returns so made to him as aforesaid, and in such Form as from Time to Time, and on such Days after each Market Day or other 40 Times as shall or may be prescribed and directed by the said Comptroller; and every Inspector shall and is hereby required on each and every Market Day to put or cause to be put up on the Market Place,

Place, or other convenient Place in or near each Market Town, a Copy of the last Return made by him or them of the average Price of each Kind of Agricultural Produce to the Comptroller, omitting the Names of all Persons who may have bought or sold, or made Returns to such Inspector.

XI. Such Inspector, wherever he may consider any Return or Account returned pursuant to Notice under this Act to be fraudulent or untrue, then such Inspector shall not be bound to return or include such fraudulent or false Return to the Comptroller in the weekly Returns to be made pursuant to this Act, but such Inspector shall and may make a special Report or distinct Return of any Return he may deem fraudulent or untrue.

Inspector not bound to include fraudulent Returns.

XII. Such Inspector may in all Cases where he may deem it necessary, call on the Person or Persons served with Notice as aforesaid making a Return under the Notice hereby directed to be served, that such Inspector will require to have his Return verified by a Declaration to be made before a Justice of Peace acting for the District where such Market Town is situate, pursuant to the Act passed in the Year of Her present Majesty Queen Victoria, intitled

Inspector may call on Persons served with Notice to send his Return verified by Declaration.

which Declaration the said Justice of Peace is hereby authorized and entitled to take and administer; and each and every Person making such Declaration shall be liable to all and every Penalty prescribed in and by said last-mentioned Act.

XIII. The Comptroller shall on every *Thursday* in every Week cause the Average Prices of the different Kinds of Agricultural Produce to be made up and computed in manner following; (that is to say), he, the said Comptroller, shall on each *Thursday* in every Week, from the Returns received by him during the Week next preceding, ending and including on the *Saturday* in each preceding Week, make up, compute, and add the total Quantities of each sort of Agricultural Produce, and the total Prices for which the same shall then appear to have been sold, and shall divide the Amount of such total Prices respectively by the Amount of such total Quantities of each Kind of Agricultural Produce respectively, and the Sums produced thereby shall be added to the Sums in like Manner produced on the *Five* Weeks immediately preceding the same; and the Amount of such Sums so added shall be divided by *Six*, and the Sum thereby given shall be deemed and taken to be the aggregate average Price of each such Sort of Agricultural Produce respectively; and the said Comptroller shall cause such aggregate weekly Averages to be published in the Dublin Gazette, and the said Comptroller shall in like Manner, on the *First Thursday* in

Comptroller to compute Averages from Returns.

[101.]

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January

January in every Year, make up and compute from the weekly Averages so made up and published, by him, Returns of the average Prices of the different Kinds of Agricultural Produce for the Year ending and including the last *Saturday* in the Year next preceding; and the said Comptroller shall cause such aggregate yearly Average 5 to be published in the *Dublin Gazette* on or before the last *Day of January* in every Year.

Comptroller
may give
special Di-
rections to
Inspectors.

XIV. It shall and may be lawful for the Comptroller from Time to Time to issue to the said Inspectors any general or special Directions respecting the Inspection by any Person authorized of 10 the Books of Returns so directed to be kept by such Inspectors, and no Inspector shall permit or suffer such Books of Returns to be inspected by any Person, or to peruse or transcribe or give any Abstract or Copy of such Books, or any Part thereof, except in compliance and pursuance of such general or special Directions 15 from the said Comptroller; and it shall and may be lawful for the Comptroller to alter the Days and Times on which Returns are to be made under this Act, and the Offices at or to which such Returns are to be made.

Commission-
ers of Treas-
ury to give
moderate
Salaries to
Clerk and
Inspectors.

XV. *It shall and may be lawful for the Commissioners of Her 20 Majesty's Treasury, by any Warrant or Warrants to be for that Purpose from Time to Time made and issued, to grant and allow such reasonable and moderate Salaries to be paid to such Inspectors for and in consideration of the Duties to be performed by them, such Salaries not to exceed in the whole the Sum of* 25

in One Year, or the Sum of Forty Pounds to any One such Inspector, or a proportionate Sum for any Period less than One Year; and it shall be lawful for the said Commissioners of Her Majesty's Treasury, by any such Warrant or Warrants to be for that Purpose, from Time to Time made and issued, to grant and allow a 30 reasonable and moderate Sum to be paid as a Salary to such Person as the Comptroller shall from Time to Time nominate and appoint to act as his Clerk, such last-mentioned Salary not to exceed One hundred Pounds in the Year, or proportionate Part for a Period less than a Year; and it shall be lawful for the Commis- 35 sioners of Her Majesty's Treasury to order and direct such Sum or Sums of Money as they shall think fit shall be advanced quarterly from the Consolidated Fund of the United Kingdom of Great Britain and Ireland for defraying the Salaries of the Inspectors and Clerk of said Comptroller, and the Expenses required to be incurred in pursuance of this Act incidental thereto, and all such Advances shall be made to such Persons at such Times, in such Manner, and under such Rules and Regulations as shall from Time to Time be ordered 40 and

and directed by the Lord Lieutenant, with the Approval of the said Commissioners of the Treasury: Provided always, that no Inspector nor Clerk shall be entitled to be paid any Salary under this Act, unless he shall produce to the Paymaster appointed for that Purpose
 5 a Certificate under the Hand of the said Comptroller that such Inspector or Clerk has duly made Returns and performed the Duties required of him, and which Certificate the said Comptroller is empowered and required to give, unless such Inspector or Clerk shall have failed in making Returns and discharging the Duties required of
 10 him respectively.

XVI. The Lord Lieutenant may from Time to Time substitute any other City or Cities, Town or Towns in place and stead or in addition to the Market Towns named in the First Schedule to this Act annexed. Lord Lieutenant may substitute other Towns

XVII. All and every or any Persons or Person being served with
 15 Notice to make Returns pursuant to this Act, who shall buy or sell in the Market Towns in respect of which he is required by such Notices to make Returns, and shall at any Time afterwards neglect or refuse to make the Returns at the Time or Place required by such Notices, or shall make such Return fraudulently or falsely, or, being required
 20 by the Inspector so to do, shall refuse or neglect for *One Week*, after being required so to do, to verify all or any Return by him made by Declaration before a Justice of Peace as herein-before empowered, shall be taken and deemed to have committed an Offence under this Act; and in every such Case it shall and may be lawful for the
 25 Inspector acting in the Market Town, before a Justice of the Peace acting for the County, Town, City, or Borough in which said Market Town is situate, which Justice of the Peace is hereby authorized to act, to summon all and every and each of such Persons or Person so neglecting or refusing to make Returns at the Times and in the Form and Manner prescribed by this Act, or who shall make fraudulent or false
 30 Returns or a fraudulent Return under this Act, or who being required to verify the Returns or Return under this Act in manner herein-before mentioned, shall refuse or neglect to do so for *One Week* after being required so to do, such Justice of the Peace, upon Proof of the
 35 Service of a Notice to make Return under this Act, and of such Neglect or Refusal of the Party served with such Notice, or Persons acting for him, to make Returns or a Return at the Time and in the Form and Manner prescribed by this Act, or of a Return made under this Act by fraudulent or false, or of the Persons or Person
 40 served with such Notice, and being required to verify Returns or a Return made by or for him, and his Refusal or Neglect for *One Week* after being required so to do, such Justice of the Peace is hereby empowered in all or any or every such Case to direct the Persons or Person so brought before him to be fined in a Sum not
 [101.] C exceeding

exceeding *Forty Shillings* for each of such Offences in this Act, and in default of Payment of such Fine to direct the Person so directed to pay the same to be imprisoned in the Bridewell or Common Gaol of the District for a Space not exceeding
and the Fine so to be imposed when paid shall be paid to the Inspector, 5 to be by him accounted for with the Comptroller, who is hereby required to transmit and pay over the same as the Commissioners of Her Majesty's Treasury may direct and require.

Act to be
cited.

XVIII. This Act shall and may be cited and referred to as the
"Agricultural Average Act for Ireland."

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FIRST SCHEDULE to which this Act refers.

1st.—SCHEDULE of CITIES and TOWNS.

Counties	Cities or Towns	Counties	Cities or Towns
Armagh - -	Ballyvaughan.	Londonderry -	Londonderry.
Armagh - -	Belfast.	Longford - -	Longford.
Armagh - -	Armagh.	Louth - - -	Drogheda.
Carlow - -	Bagsinestown.	Mayo - - -	Deasidale.
Carlow - -	Carlow.	Mayo - - -	Ballina.
Carlow - -	Tullow.	Mayo - - -	Westport.
Cavan - - -	Cavan.	Meath - - -	Kells.
Clare - - -	Ennis.	Meath - - -	Navan.
Cork - - -	Cork.	Meath - - -	Trim.
	Fernsey.	Monaghan -	Carrickmacross.
	Kinsale.	Monaghan -	Monaghan.
	Youghal.	Queen's County -	Abbeylax.
	Skibbereen.	Queen's County -	Maryborough.
Donegal - -	Ballyshannon.	Queen's County -	Monasterelek.
Dowry - - -	Dewpatrick.	Roscommon -	Boyle.
Dublin - - -	Newry.	Sligo - - -	Sligo.
Dublin - - -	Dublin.	Tipperary - -	Clonmel.
Fennanagh -	Ennistullen.	Tipperary - -	Nenagh.
Fennanagh -	Ballynascree.	Tipperary - -	Roscrea.
Galway - -	Galway.	Tipperary - -	Thurles.
Kerry - - -	Trillick.	Tipperary - -	Tipperary Town.
Kilkenny - -	Kilkenny.	Tyrone - - -	Dungannon.
Kilkenny - -	Fredrick.	Tyrone - - -	Omagh.
Kilkenny - -	Athy.	Waterford -	Waterford.
Kilkenny - -	Nona.	Waterford -	Athlone.
King's County -	Baginbally.	Waterford -	Mullingar.
King's County -	Parsonstown.	Waterford -	New Ross.
King's County -	Philpstown.	Wexford - -	Wexford.
King's County -	Tullamore.	Wexford - -	Gorey.
Limerick - -	Limerick.	Wexford - -	Wicklow.
Limerick - -	Ashtown.	Wexford - -	Arklow.
Londonderry -	Colebrook.	Wexford - -	Delgany.

SECOND

SECOND SCHEDULE to which this Act refers.

NOTICE to make Return under the Agricultural Average Act for Ireland.

TAKE notice, that, pursuant to an Act passed in the Seventeenth and Eighteenth Years of Queen Victoria, the Agricultural Average Act for Ireland, you are required on _____ in every Week after Date hereof, to make a full, true, and particular Return or Account in Writing, to be signed by you or Person acting for you in your Trade or Dealing, of the Quantity, Quality, together with the Price by the Hundredweight or other Weight or Measure by or at which the same has been bought or sold by you, and if not for you the Name of the Persons or Person from whom the same was bought or sold in the Market held in, or open Place or Street of, the [City, County of the City, Borough, or Town, as the Case may be,] for and during the Week next preceding the Day on which you shall make such Return or Account of each and every Parcel of the following different Kinds of Agricultural Produce, Wheat, Oats, Barley, Potatoes, Flax, Butter, Beef, Mutton, Pork, Hay, and Straw, or such One or more of them as you may have bought or sold; and you are further required to deliver such Return or Account at the Office of Return of Agricultural Produce at _____ between the Hours of _____ in every _____ to me or other Officer of Inland Revenue then in attendance; and in the event of your Non-compliance with this Notice, or if you make a fraudulent or false Return, and in case being required to do so you refuse to verify such Return or Accounts before a Justice of Peace as required by said Act, you will be liable for every such Offence against the said Act to a Penalty of *Forty Shillings*, to be summarily recovered.

Market held at _____ in the County of _____

RETURN of AGRICULTURAL PRODUCE BOUGHT and SOLD in the Week ending and including the _____

Wheat.	Quarters of First Quality.	Quarters of Second Quality, <i>mill</i> .	Quarters of Third Quality, <i>mill</i> .	Number of Cwt. or other Weight or Measure.	Price.
Wheat, white -					
Wheat, red -					
Barley -					
Bere -					
Beans -					
Oats -					
Potatoes -					
Flax -					
Butter -					
Beef -					
Mutton -					
Pork -					
Bacon -					
Turnips -					
Mangle Wares -					
Hay -					
Straw -					

Agricultural Averages.

(Ireland.)

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B I L L

To provide for the taking and regulating
Returns of the Average Prices of
Agricultural Produce in Ireland.

*(Proposed and brought in by
Mr. Russell, Mr. Fitzgerald, and
Mr. Francis Smith.)*

*Ordered, by The House of Commons, to be Printed,
17 May 1834.*

[BELL 101.]

Under 2 oz